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 WELLS FARGO BANK, N.A., on behalf of itself and  
 6 as successor by merger with WACHOVIA  
 MORTGAGE, FSB, erroneously sued as WACHOVIA  
 7 CORPORATION

8 UNITED STATES DISTRICT COURT

9 NORTHERN DISTRICT OF CALIFORNIA, OAKLAND COURTHOUSE

10  
 11 QU, YAN, an individual; LI, MAN, an  
 individual,

12 Plaintiffs,

13 vs.

14 HUANG, MIKE, an individual;  
 ZIPREALTY, INC.; a California  
 15 Corporation; QUEZADA, MICHAEL, an  
 individual; FEDERAL NATIONAL TITLE  
 16 COMPANY, INC. aka FEDERAL  
 NATIONAL COMPANY OF  
 17 CALIFORNIA aka FEDERAL NATIONAL  
 TITLE INSURANCE COMPANY, a  
 18 California Corporation; WACHOVIA  
 CORPORATION, an unknown business  
 19 entity; WELLS FARGO BANK, N.A., an  
 unknown business entity; FEDERAL  
 20 HOME LOAN MORTGAGE  
 CORPORATION, an unknown business  
 21 entity; and DOES 1 through 100, inclusive,

22 Defendants.

Case No. 4:13-CV-06005-CW

**FURTHER AMENDED NOTICE OF  
 MOTION AND MOTION TO DISMISS  
 FOR FAILURE TO STATE A CLAIM  
 UPON WHICH RELIEF CAN BE  
 GRANTED [FRCP 12(b)(6)]**

Judge: Hon. Claudia Wilken

New Date: March 20, 2013

Time: 2:00 p.m.

Ctrm: 2, 4th Fl.

23  
 24 TO THE COURT AND TO ALL PARTIES AND THEIR ATTORNEYS OF  
 25 RECORD HEREIN:

26 NOTICE IS HEREBY GIVEN that the Court has vacated the date of the above-  
 27 referenced Motion to Dismiss originally noticed for March 13, 2013. As such, Defendant,  
 28 WELLS FARGO BANK, N.A., on behalf of itself and as successor by merger with

1 WACHOVIA MORTGAGE, FSB, erroneously sued as WACHOVIA CORPORATION,  
2 hereby re-notices the Motion to Dismiss for Failure to State a Claim Upon Which Relief  
3 Can Be Granted, pursuant to FRCP 12(b)(6) to **March 20, 2013, at 2:00 p.m., in**  
4 **Courtroom 2, 4<sup>th</sup> Floor, 1301 Clay Street, Oakland, California.**

5 Dated: February 12, 2014

CRAFTS LAW FIRM PC

6  
7 By:

Angelo A. DuPlantier III  
Attorneys for Defendant  
WELLS FARGO BANK, N.A., on  
behalf of itself and as successor by  
merger with WACHOVIA  
MORTGAGE, FSB, erroneously sued  
as WACHOVIA CORPORATION

CRAFTS LAW FIRM, P.C.  
100 Pacifica, Suite 140  
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**PROOF OF SERVICE**

I am employed in the County of Orange, State of California. I am over the age of 18 and not a party to the within action. My business address is 100 Pacifica, Suite 140, Irvine, CA 92618.

On February 12, 2014, I served the within document(s) described as:

- ***FURTHER AMENDED NOTICE OF MOTION AND MOTION TO DISMISS FOR FAILURE TO STATE A CLAIM UPON WHICH RELIEF CAN BE GRANTED [FRCP 12(b)(6)]***

on the interested parties in this action as stated on the attached mailing list.

☒ (BY MAIL) By placing a true copy of the foregoing document(s) in a sealed envelope addressed as set forth on the attached mailing list. I placed each such envelope for collection and mailing following ordinary business practices. I am readily familiar with this Firm's practice for collection and processing of correspondence for mailing. Under that practice, the correspondence would be deposited with the United States Postal Service on that same day, with postage thereon fully prepaid at Irvine, California, in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after date of deposit for mailing in affidavit.

☐ (BY OVERNIGHT DELIVERY) I deposited in a box or other facility regularly maintained by Federal Express, an express service carrier, or delivered to a courier or driver authorized by said express service carrier to receive documents, a true copy of the foregoing document(s) in a sealed envelope or package designated by the express service carrier, addressed as set forth on the attached mailing list, with fees for overnight delivery paid or provided for.

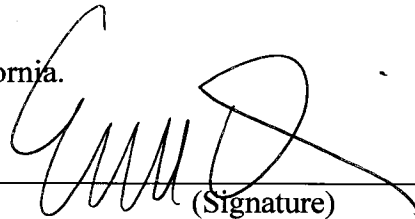
☐ (BY E-MAIL) By transmitting a true copy of the foregoing document(s) to the e-mail addresses set forth on the attached mailing list.

I am employed in the office of a member of the bar of this court at whose direction the service was made. I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Executed on February 12, 2014 at Irvine, California.

ERMINIA OLIVAS

(Type or print name)



(Signature)

*QU, Yan, et. al.*  
vs.  
*HUANG, Mike, et. al*  
Case No.: 4:13-CV-06005-CW

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